

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA)	
)	
v.)	Criminal No. 1:03-CR-10385-RGS
)	
)	
KIRK RINALDI)	

**AFFIDAVIT OF COUNSEL IN SUPPORT OF
MOTION FOR A CONTINUANCE**

I, Eduardo Masferrer, do hereby depose and say that the following is true to the best of my knowledge, understanding and belief:

1. I am an attorney and have been appointed to represent the Defendant Kirk Rinaldi
2. The case was scheduled for a Status Hearing on October 25th, 2007.
3. Counsel is on trial in Suffolk Superior Court (*Commonwealth v. Darnell Ricks*, Docket No. SUCR2006-10675).
4. Counsel has spoken with AUSA James Lang regarding the above situation and he does not oppose this continuance.
5. Should the Court grant this continuance, Counsel would suggest a date of November 9th or November 16th, 2007 for this matter. These dates are also agreeable to AUSA Lang.

_____/s/Eduardo Masferrer/_____
Eduardo Masferrer